

1 MCGREGOR W. SCOTT  
2 United States Attorney  
3 KENNETH J. MELIKIAN  
4 Assistant U.S. Attorney  
5 501 I Street, Suite 10-100  
6 Sacramento, Ca. 95814  
7 Telephone: (916) 554-2700

8 IN THE UNITED STATES DISTRICT COURT FOR THE  
9 EASTERN DISTRICT OF CALIFORNIA

10  
11 UNITED STATES OF AMERICA, ) CR. NO. S-04-177 MCE  
12 Plaintiff, )  
13 MARIO NOEL PEREZ, ) STIPULATION; ORDER  
14 Defendant. )  
15

16 Defendant Mario Noel Perez, through Colin L. Cooper,  
17 Attorney At Law, and the United States of America, through  
18 Assistant U.S. Attorney Kenneth J. Melikian, agree to vacate the  
19 status conference scheduled for June 14, 2005. The parties  
20 further stipulate that a status conference be placed on the  
21 court's August 30, 2005, calendar.

22 The reason for the requested continuance is that defense  
23 counsel is currently engaged in a murder trial which is expected  
24 to last up to two more weeks. After that trial is concluded, he  
25 is scheduled to immediately start another trial. When that trial  
26 concludes, both parties have various conflicts which make  
27 August 30th the first date that both counsel are available.

28 ///

Additionally, the parties are continuing plea negotiations which they are confident will result in a resolution of this case.

Accordingly, the parties request that the status conference in this case be continued to August 30, 2005. The parties further agree that time should be excluded through August 30, 2005, from computation under the Speedy Trial Act pursuant to local code T4 (18 U.S.C. § 3161(h)(8)(B)(iv)) to allow the defendant a reasonable amount of time to prepare his case.

DATED: June 10, 2005

Respectfully submitted,

McGREGOR W. SCOTT  
United States Attorney

/s/ Kenneth J. Melikian

By  
KENNETH J. MELIKIAN  
Assistant U.S. Attorney

DATED: June 10, 2005

/s/ Colin L. Cooper

COLIN L. COOPER  
Attorney for Defendant Perez  
(Signed by Kenneth J. Melikian  
per telephonic authorization by  
Colin L. Cooper)

IT IS SO ORDERED.

DATED: June 13, 2005

  
MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE